

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TENNESSEE

Eastern Division

FILED BY 8
05 NOV 30 PM 1:30
D.C.
THOMAS M. GOULD
CLERK
U.S. DISTRICT COURT
W.D. OF TN, JACKSON

GARY S. STASER

JUDGMENT IN A CIVIL CASE

v.

UNITED OF OMAHA LIFE
INSURANCE COMPANY

CASE NUMBER: 05-1106-T/An

Decision by Court. This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that in compliance with the order entered in the above-styled matter on 11/29/05, the motion to deny relief and affirm decision to deny benefits is GRANTED. Plaintiff's state law claims pursuant to TCA 56-7-105 and 47-18-109 are DISMISSED WITH PREJUDICE. Plaintiff's breach of contract claim is converted into an ERISA action to recover benefits under the terms of an employee benefit plan.

APPROVED:

James D. Todd

JAMES D. TODD

UNITED STATES DISTRICT JUDGE

THOMAS M. GOULD
CLERK

11/30/05

DATE

BY:

C. Herd

DEPUTY CLERK



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Honorable James Todd
US DISTRICT COURT